



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTENTION:

BOX: MISSING PARTS

Group Art Unit

Examiner: Unassigned

Serial No.: 09/976,249

Filed: October 15, 2001

For: DIOXOLANE ANALOGS FOR IMPROVED INTER-CELLULAR DELIVERY

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

Assistant Commissioner for Patents  
Washington, D. C. 20231

Sir:

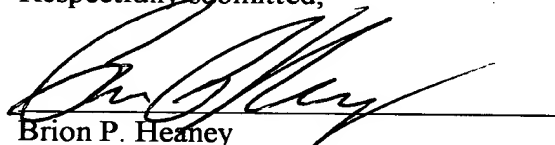
In response to the Notice to File Missing Parts dated November 16, 2001:

- ☒ Attached is a Declaration and Power of Attorney in compliance with 37 CFR § 1.53 along with the late filing surcharge of \$130.00
- ☒ Applicant(s) include the filing fee of \$740.00.
- ☒ Applicant(s) include the extra claims fee of \$ 486.00 for 27 claims in excess of 20, \$18.00 per additional claim, extra claims fee of \$756.00 for 9 independent claims in excess of 3, \$84.00 per additional claim.
- ☒ Applicant(s) include an executed assignment and Recordation Form Cover Sheet with the recordation fee of \$40.00 (Check No. 22483).
- ☒ Attached is a copy of the Notice to File Missing Parts.
- ☐ Applicant(s) request that the time for taking action in this case be extended pursuant to 37 CFR 1.136(a) for a period of one/two/three/four/five month(s) along with the fee of \$110.00/\$400.00/\$920.00/\$1440.00/\$1960.00.
- ☐ Applicant(s) are entitled to small entity status.
- ☐ Attached is a verified English translation of the language text filed on along with the fee of \$130.00.
- ☐ Applicant(s) provide the title of the invention/inventor(s) name(s) and address(es) on the attached provisional application cover sheet along with the \$50/\$25 surcharge.

- ☒ Attached is the Abstract as required.
- ☐ Attached is the Substitute Specification as required.
- ☐ Attached are the substitute drawings as required.
- ☐ Attached is an English translation of the application.

Attached is a check in the amount of \$ 2,112.00. However, the Commissioner is hereby authorized to charge fees under 37 CFR § 1.16 and § 1.17 which may be required to facilitate this filing, or credit any overpayment to Deposit Account #13-3402, two copies of this paper are attached for this purpose.

Respectfully submitted,



Brion P. Heaney  
Registration No. 32,542  
Attorney/Agent for Applicants

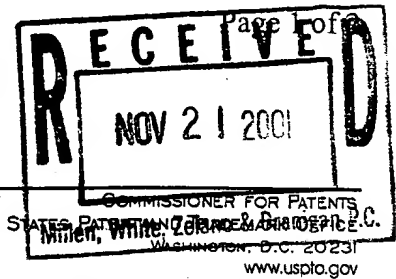
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Attorney Docket No.: PHARMA-123

Date: January 16, 2002



UNITED STATES PATENT AND TRADEMARK OFFICE



APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/976,249	10/15/2001	Giorgio Attardo	PHARMA 123

CONFIRMATION NO. 9696

23599  
MILLEN, WHITE, ZELANO & BRANIGAN, P.C.  
2200 CLARENDON BLVD.  
SUITE 1400  
ARLINGTON, VA 22201

FORMALITIES LETTER



\*OC000000007079567\*

Date Mailed: 11/16/2001



NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$8290.
  - \$7254 for 403 total claims over 20.
  - \$756 for 9 independent claims over 3 .
  - \$280 for multiple dependent claim surcharge.
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 9160.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- An abstract was not provided for this application. An abstract of the technical disclosure is required under 37 CFR 1.72(b).

01/22/2002 SDUONG 00000004 09976249

01 FC:101	740.00 OP
02 FC:102	756.00 OP
03 FC:103	486.00 OP
04 FC:105	130.00 OP

*A copy of this notice MUST be returned with the reply.*

*ep*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

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